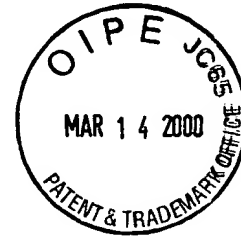


Section
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



IN RE: U.S.S.N. 09/458,998)
)
FILED: December 10, 1999)
)
TITLE: EIA FOR MONITORING)
LEGIONELLA PNEUMOPHILA)
PRESENCE IN WATER SAM-)
PLES)
INVENTORS: Norman James Moore)
Myron David Whipkey)
James William Welch)

GROUP ART UNIT: 1643

RESPONSE TO NOTICE TO
FILE MISSING PARTS OF
APPLICATION

BOX MISSING PARTS -- FEE
Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Crystal Plaza 2, Mailroom 31B03
2021 South Clark Place
Arlington, Virginia 22202

Transmitted herewith is a declaration duly signed by each of Myron David Whipkey,
Norman James Moore and James William Welch, the three inventors of this application, which
complies with the "NOTICE TO FILE MISSING PARTS OF APPLICATION" herein, mailed
January 13, 2000.

A copy of the said "NOTICE" is also appended, along with a check for \$65.00 to cover
the small entity surcharge fee required by 37 C.F.R. 1.16(e).

Please charge any underpayment or credit any overpayment to our Deposit Account

19-1027. A duplicate copy of this authorization is enclosed for this purpose.

Respectfully submitted,

A handwritten signature in cursive script, reading "Mary Helen Sears". The signature is written in dark ink and is positioned above the printed name and address.

Mary Helen Sears, Registration No. 19,961
The M.H. Sears Law Firm Chartered
910 Seventeenth Street, NW, Suite 800
Washington, D.C. 20006
Telephone (202) 463-3892



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

#3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/458,998	12/10/99	MOORE	N

0222/0113

MARY HELEN SEARS
THE M H SEARS LAW FIRM CHARTERED
910 SEVENTEENTH STREET NW SUITE 800
WASHINGTON DC 20006



NOT ASSIGNED

1643

DATE MAILED:

01/13/00

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☒ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this **NOTICE** to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ small entity (statement filed) ☐ non-small entity is \$ 0.00

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

A. Johnson

Customer Service Center
Patent Examination Division (703) 308-1202